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\*\*E-filed 2/28/06\*\*

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	No. CR 06-00095 JF
	)	
Plaintiff,	)	
	)	
v.	)	<b>STIPULATION AND [PROPOSED]</b>
	)	<b>ORDER TO CONTINUE STATUS DATE</b>
FRANCISCO JAVIER ALCAZAR,	)	
	)	
Defendant.	)	
_____	)	

Assistant United States Attorney Matthew Harris and defendant, Francisco Alcazar, through his counsel, Assistant Federal Public Defender Angela M. Hansen, agree and stipulate that the status hearing in the above-captioned matter, presently scheduled for Wednesday, March 1, 2006, should be continued to May 3, 2006, at 9:00 a.m.

Mr. Alcazar was arraigned on February 17, 2006. At the arraignment, the parties agreed to set this case on the Court's March 1, 2006 calendar. However, the government will not have the discovery to the defense until the end of this week. Once received, defense counsel will need time to review the discovery, discuss it with her client and to investigate this case. For these reasons, the parties therefore AGREE AND STIPULATE that time should be excluded from and including March 1, 2006, through and including May 3, 2006, for continuity of counsel and to

1 provide counsel reasonable time to prepare, pursuant to the Speedy Trial Act, 18 U.S.C. §  
2 3161(h)(8)(A) and (B)(iv). Accordingly, the United States and the defendant agree that granting  
3 the requested exclusion of time will serve the interests of justice and outweigh the interests of the  
4 public and defendant in a speedy trial.

5  
6 Dated: February 27, 2006

/s/  
\_\_\_\_\_  
ANGELA M. HANSEN  
Assistant Federal Public Defender

7  
8  
9 Dated: February 27, 2006

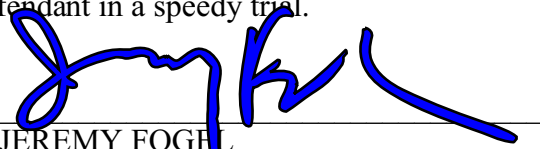
/s/  
\_\_\_\_\_  
MATTHEW HARRIS  
Assistant United States Attorney

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	No. CR 06-00095 JF
	)	
Plaintiff,	)	<b>[PROPOSED] ORDER CONTINUING</b>
	)	<b>STATUS DATE AND EXCLUDING</b>
v.	)	<b>TIME</b>
	)	
FRANCISCO JAVIER ALCAZAR,	)	
	)	
Defendant.	)	
_____	)	

Good cause appearing, IT IS HEREBY ORDERED that the period of delay from MARCH 1, 2006, to and including May 3, 2006, be excluded for purposes of Speedy Trial Act computations pursuant to Title 18, United States Code, Sections 3161(h)(8)(A) and 3161(h)(8)(B)(iv). This exclusion provides defendant continuity of counsel and reasonable time necessary for defense counsel's effective preparation. As such, the Court finds that the ends of justice outweigh the interest of the public and the defendant in a speedy trial.

Dated: February 28, 2006

  
JEREMY FOGEL  
United States District Judge

1 Distribute to:

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